

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1001 be amended to read as follows:

- 1           Page 140, between lines 23 and 24, begin a new paragraph and  
2           insert:  
3           "SECTION 139. IC 6-1.1-15-12.5 IS ADDED TO THE INDIANA  
4           CODE AS A NEW SECTION TO READ AS FOLLOWS  
5           [EFFECTIVE JANUARY 1, 2008 (RETROACTIVE)]: **Sec. 12.5. (a)**  
6           **If a township assessor determines that the township assessor has**  
7           **made an error concerning:**  
8                 **(1) the assessed valuation of property;**  
9                 **(2) the name of a taxpayer; or**  
10                **(3) the description of property;**  
11           **in an assessment, the township assessor shall on the township**  
12           **assessor's own initiative correct the error. However, the township**  
13           **assessor may not increase an assessment under this section. The**  
14           **township assessor shall correct the error in the assessment without**  
15           **requiring the taxpayer to file a notice with the county board**  
16           **requesting a review of the township assessor's original assessment.**  
17           **(b) If a township assessor corrects an error under this section,**  
18           **the township assessor shall give notice of the correction to the**  
19           **taxpayer, the county auditor, and the county board.**  
20           **(c) Subject to subsection (d), if a correction under this section**  
21           **results in a reduction of the amount of an assessment of a**  
22           **taxpayer's property, the taxpayer is entitled to a credit on the**  
23           **taxpayer's next tax installment equal to the amount of any**  
24           **overpayment of tax that resulted from the incorrect assessment.**  
25           **(d) If the amount of the overpayment of tax exceeds the**  
26           **taxpayer's next tax installment, the taxpayer is entitled to:**  
27                 **(1) a credit in the full amount of the next tax installment; and**  
28                 **(2) credits on succeeding tax installments until the taxpayer**  
29                 **has received total credits equal to the amount of the**  
30                 **overpayment."**  
31           Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed February 20, 2008.)

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Senator ZAKAS